

**AFFIDAVIT OF DAVID L WILSON**  
**IN SUPPORT OF PETITION UNDER 37 CFR 1.182 AND MPEP 402.10**  
**APPOINTMENT/REVOCATION BY LESS THAN ALL APPLICANTS OR OWNERS**

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1. I am a named co-inventor in the Patent Application No. 10/342,481 "Commercial Poultry Litter Enhancement with Citrus Sources" and have personal knowledge of the facts stated herein.
  2. The other joint inventors are James Keithly and Thomas Taggart, who were employees of Tropicana Products at the time of the invention.
  3. I am not an employee of Tropicana Products. I have never been an employee of Tropicana Products. I have never assigned my interest in the patent application above to Tropicana Products. I have never promised to assign my interests in the patent application above to Tropicana Products.
  4. I am a co-inventor of an issued U.S. Patent 6,523,496 B1 – "Dried Citrus Peel Use in Commercial Poultry Litter," date of issue February 25, 2003.
  5. I originally granted a power of attorney to the law firm of Cook, Alex, McFarron, Manzo, Cummins & Mehler, Ltd., (the Mehler firm) on July 13, 2001, to prosecute U.S. Patent Application 09/898,997. After division the '997 application issued as U.S. Patent 6,523,496.
  6. On September 30, 2003, I was informed by my counsel E.J. Asbury that Tropicana Products had filed a patent application on December 14, 2001, Serial No. 10/017,126 "Dried Citrus Peel for Use in Commercial Poultry Feed." At that time, I was also informed I was not a named inventor in the application.
  7. Prior to September 30, 2003, I had no knowledge of the existence of the '126 application.

8. I have reviewed the '126 application and believe I am properly an inventor in that application.
9. On or shortly after January 15, 2003, I was informed by my counsel Mr. Asbury that Tropicana Products had filed a continuation patent application Serial No. 10/342,481 "Commercial Poultry Litter Enhancement with Citrus Sources." At that time, I was informed I was a named inventor in the application.
10. Prior to January 15, 2003, I had no knowledge that a continuation in part application had been filed on January 14, 2002, Serial No. 10/046,473, which claimed priority to the U.S. Patent Application 09/898,997, upon which I was a named inventor.
11. On or shortly after January 20, 2004, I was informed by my counsel Mr. Asbury that Tropicana Products had filed on June 27, 2002, International Patent Applications No. PCT/02/20590 - "Dried Citrus Peel Use in Commercial Poultry Litter," and International Patent App. No. PCT/US02/20586 – "Commercial Poultry Litter Enhancement with Citrus Sources."
12. Prior to January 20, 2004, I had no knowledge of the filing of any International Patent Applications by Tropicana Products.
13. On or shortly after January 20, 2004, I was informed by my counsel Mr. Asbury that Tropicana Products had filed a national stage application in Brazil from the '20586 PCT application.
14. On or shortly after January 30, 2004, I was informed by my counsel Mr. Asbury that Tropicana Products had filed national stage applications in the EPO, Norway, Israel, Poland, Russia, Australia, New Zealand, Costa Rica, and Mexico. At that time, I was also informed I was not a named applicant in the aforementioned countries and Brazil and

that my ownership interest in each of the applications was not acknowledged in the application filing.

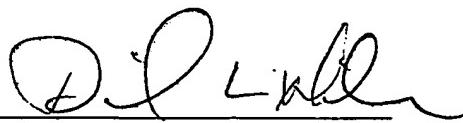
15. Prior to January 20, 2004, I had no knowledge of the existence of any national stage applications by Tropicana Products.

16. As I had no knowledge of the International Patent Applications prior to January 20, 2004, I was given no opportunity to participate in the selection of countries in which to file national stage applications.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true, and that the statement were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Date 4-26-04

Signed



David L. Wilson